THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4959 of 2007

20.3.2007

Between:

Hanmanth Kishan Rao, S/o.Bapu Rao

… Petitioner

AND

The District Collector, Adilabad District
And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4959 of 2007

ORDER:

The petitioner is allegedly hereditary trustee of Sri Narasimha Swamy Tample, Soan village of Nirmal Mandal in Adilabad District. It is the case of the petitioner that the agricultural land admeasuring Acs.43.24 gts in survey Nos.13, 15, 189, 192, 193, 195, 198, 203, 231, 249 and 258 situated at Boregaon village of Laxmanchanda Mandal in Adilabad District, is property which was endowed to the temple. The land was allegedly in possession of encroachers. They were removed and according to the petitioner, the Revenue Divisional Officer Nirmal, Adilabad District (RDO) – second respondent herein – gave direction to the then Tahsildar to rectify the entries in respect of the lands in the name of the temple. As no steps were taken thus far present writ petition is filed.

The allegation of the petitioner is that some of the encroachers' names continued to be in the pahanis though they were evicted earlier. Therefore, the Tahsildar, Laxmanchanda Mandal, may look into the matter and take necessary action. As rightly pointed out by the learned Assistant Government Pleader for Revenue (General-T) as the land belongs to the temple is in possession of the encroachers, it is for the temple to seek their eviction under Section 83 of A.P. Charitable and Hindu Religious Institutions and Endowments Act, 1987.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO,J**)

March 20, 2007.
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